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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ANOVA APPLIED
11 ELECTRONICS, INC.,

CASE NO. C23-0843JLR

ORDER

12 Plaintiff,

v.

13 PERCH ACQUISITION CO 1 LLC,
14 et al.,

15 Defendants.

16 Before the court is Plaintiff Anova Applied Electronics, Inc.’s (“Anova”) *ex parte*
17 motion for injunctive relief. (Mot. (Dkt. # 14).) Anova seeks a preliminary injunction
18 ordering all Defendants “to immediately cease advertising, offering, selling, and
19 importing . . . in the United States” certain products that Anova alleges violate its
20 registered patent and trademarks. (*See generally id.*) A court, however, “may issue a
21 preliminary injunction *only on notice to the adverse party.*” Fed. R. Civ. P. 65(a)(1)
22 (emphasis added). Here, Anova has not provided any evidence that it has given notice of

1 its motion for injunctive relief to Defendants. (*See generally* Mot.; *see also* Cho Decl.
2 (Dkt. # 15).) Therefore, the court DENIES Anova's *ex parte* motion for injunctive relief
3 (Dkt. # 14).

4 Anova may either (1) renew its motion for a preliminary injunction with proof that
5 it has given notice to Defendants pursuant to Federal Rule of Civil Procedure 65(a)(1) or
6 (2) file a motion for a temporary restraining order, provided it follows the procedures set
7 forth in Federal Rule of Civil Procedure 65(b) and Local Rules W.D. Wash. LCR 65(b).
8 Before it does so, Anova shall carefully review the court's local rules regarding the filing
9 of motions and conform to those rules in filing any further motions. *See, e.g.*, Local
10 Rules W.D. Wash. LCR 7(d) (regarding noting dates for motions), 7(e)(6) (requiring
11 parties to include in the signature block of their briefs "the certification of the signer as to
12 the number of words" in the brief). In addition, Anova shall ensure that its proposed
13 order complies with the requirements of Federal Rule of Civil Procedure 65(d)(1) (setting
14 forth the requirements for an order granting injunctive relief) and Local Rules W.D.
15 Wash. LCR 65(b)(4) (requiring that the movant "include a proposed order specifically
16 setting forth the relief requested and describing in reasonable detail the act or acts to be
17 restrained or required").

18 Dated this 22nd day of June, 2023.

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JAMES L. ROBART
United States District Judge